

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

DECISION AND ORDER

02-CR-6001L

v.

JUAN NAVEDO,

Defendant.

Defendant moves, *pro se*, for a Certificate of Appealability from this Court's decision entered February 28, 2006 (Dkt. #109) denying defendant's motion to amend the sentence and criminal judgment entered October 7, 2003. Navedo's application for a Certificate of Appealability is denied. Navedo has failed to make a substantial showing of the denial of any constitutional right.

IT IS SO ORDERED.



DAVID G. LARIMER
United States District Judge

Dated: Rochester, New York
April 7, 2006.